

VILLAGE OF RUIDOSO, NEW MEXICO,  
Appellant

v.

ACTING ALBUQUERQUE AREA DIRECTOR,  
BUREAU OF INDIAN AFFAIRS,  
Appellee

: Order Dismissing Appeal  
:  
:  
:  
: Docket No. IBIA 99-60-A  
:  
:  
: February 9, 2000

This is an appeal from a March 18, 1999, decision of the Acting Albuquerque Area Director, Bureau of Indian Affairs, to take a 7.436-acre tract into trust for the Mescalero Apache Tribe. The March 18, 1999, decision followed the Board's remand in Village of Ruidoso, New Mexico v. Albuquerque Area Director, 32 IBIA 130 (1998).

Proceedings in this appeal have been stayed since August 9, 1999, while settlement has been pursued by the parties.

On February 7, 2000, the Board received a Motion to Dismiss Appeal from Appellant. Appellant reports that a settlement agreement has been executed by Appellant and the Tribe and that, as all issues have been resolved to the parties' satisfaction, Appellant no longer wishes to pursue this appeal.

Appellant encloses a copy of the settlement agreement. It is apparent from the agreement that Appellant and the Tribe have put considerable effort into resolving issues related to this trust acquisition. The Board commends them for their determination to resolve this dispute amicably.

Pursuant to the authority delegated to the Board of Indian Appeals by the Secretary of the Interior, 43 C.F.R. § 4.1, and to Appellant's Motion to Dismiss Appeal, this appeal is dismissed.

---

Anita Vogt  
Administrative Judge

---

Kathryn A. Lynn  
Chief Administrative Judge